

ORDINANCE NO. 173

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, GRANTING A FRANCHISE TO SEATTLE CITY LIGHT FOR THE CONSTRUCTION, MAINTENANCE, AND OPERATION OF A PUBLIC ELECTRICAL SYSTEM IN THAT PORTION OF THE CITY OF SHORELINE ANNEXED THERETO BY CITY ORDINANCE NO. 172

WHEREAS, the City of Shoreline, by Shoreline City Ordinance No. 172, annexed additional property as described therein as of November 2, 1998; and

WHEREAS, RCW 35A.14.900 provides that any franchise or permit theretofore granted to any person, firm, or corporation by the state or county authorizing or otherwise permitting the operation of any public transportation, or other similar public service business or facility, is automatically canceled upon the annexation of that franchised area by a city, but that upon annexation the City must grant such businesses a franchise or permit to continue such business within the annexed area of the City for a term of not less than seven years; and

WHEREAS, Seattle City Light has been granted franchise No. 12965 by King County to operate in the annexed territory; and

WHEREAS, Seattle City Light does not currently have a franchise to operate within the City of Shoreline;

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Franchise Granted. Seattle City Light is granted a franchise to construct, operate and maintain an electrical system to serve residential, multi-family and commercial areas in accordance with the terms and conditions set forth in King County Franchise No 12965, within the territory annexed to Shoreline by Shoreline City Ordinance No. 172. This franchise shall expire on November 2, 2005.

Section 2. Directions to City Clerk. The City Clerk is hereby authorized and directed to forward a certified copy of this ordinance to the franchisee set forth in this ordinance. The franchisee shall have 30 days from receipt of the certified copy of this ordinance to accept in writing the terms of the franchise granted by this ordinance. Failure to accept this offered franchise within that time frame shall result in the termination of the authority granted hereby.

Section 3. Official Bonds. The franchisee shall take all necessary steps to transfer any bonds, certificates of insurance, or other security currently held by King County to the City of Shoreline within 30 days of receipt of the notification provided by **Section 2** hereof. The rights granted herein shall not be effective until such transfers are made.

Section 4. Severability. If any section, sentence, clause, or phrase of this ordinance should be held to be invalid or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance.

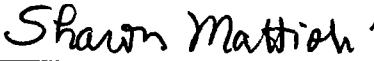
Section 5. Effective Date. This ordinance shall take effect and be in full force upon the effective date of Shoreline City Ordinance No. 172. The City Clerk is hereby directed to publish this ordinance in full.

PASSED BY THE CITY COUNCIL ON OCTOBER 26, 1998



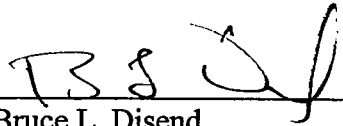
Mayor Scott Jepsen

ATTEST:



Sharon Mattioli, CMC
City Clerk

APPROVED AS TO FORM:



Bruce L. Disend
City Attorney

Date of Publication: October 28, 1998
Effective Date: November 2, 1998